

AO 133 (Rev. 03/08) Bill of Costs

UNITED STATES DISTRICT COURT

for the
Northern District of California

LIBERTY MUTUAL INSURANCE COMPANY)

v.)

MICHAEL T. BLATT)

Case No.: C 06 2022 SC

Bill of Costs

Judgment having been entered in the above entitled action 07/01/2008 against Michael T. Blatt,
Date

the Clerk is requested to tax the following as costs:

Fees of the Clerk	\$ 250.00
Fees for service of summons and subpoena	374.80
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case	67.35
Fees and disbursements for printing	
Fees for witnesses (itemize on page two)	0.00
Fees for exemplification and copies of papers necessarily obtained for use in the case	7.36
Docket fees under 28 U.S.C. 1923	20.00
Costs as shown on Mandate of Court of Appeals	
Compensation of court-appointed experts	
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828	
Other costs (please itemize)	
TOTAL	\$ 719.51

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

Declaration

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:

- ☒ Electronic service by e-mail as set forth below and/or.
☐ Conventional service by first class mail, postage prepaid as set forth below.

s/ Attorney: J. Christopher BenningtonName of Attorney: J. Christopher BenningtonFor: Liberty Mutual Insurance Company

Name of Claiming Party

Date: 07/15/2008

Costs are taxed in the amount of _____ and included in the judgment.

Clerk of Court

By: _____

Deputy Clerk

Date

Witness Fees (computation, cf. 28 U.S.C. 1821 for statutory fees)

NOTICE

"See, 1924, Verification of bill of costs."

See also Section 1920 of Title 28, which reads in part as follows:

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

The Federal Rules of Civil Procedure contain the following provisions:

RULE 54(d)(1)

Costs Other than Attorneys' Fees.

Unless a federal statute, these rules, or a court order provides otherwise, costs — other than attorney's fees — should be allowed to the prevailing party. But costs against the United States, its officers, and its agencies may be imposed only to the extent allowed by law. The clerk may tax costs on 1 day's notice. On motion served within the next 5 days, the court may review the clerk's action.

RULE 6

(d) Additional Time After Certain Kinds of Service.

When a party may or must act within a specified time after service and service is made under Rule 5(b)(2)(C), (D), (E), or (F), 3 days are added after the period would otherwise expire under Rule 6(a).

RULE 58(e)

Cost or Fee Awards:

Ordinarily, the entry of judgment may not be delayed, nor the time for appeal extended, in order to tax costs or award fees. But if a timely motion for attorney's fees is made under Rule 54(d)(2), the court may act before a notice of appeal has been filed and become effective to order that the motion have the same effect under Federal Rule of Appellate Procedure 4(a)(4) as a timely motion under Rule 59.

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

I, the undersigned, am employed in the County of Orange, State of California. I am over the age of eighteen (18) years and not a party to the within action. My electronic mail address is mbennett@kringandchung.com. The document was served electronically and the transmission was reported as complete and without error.

On July 15, 2008 at approximately 4:50 p.m., I served true copies of the foregoing document(s) described as **BILLS OF COST** on the interested parties in this action, addressed as follows:

Attorneys for Michael Blatt

Ronald D. Foreman, Esq.
rdf@foremanandbrasso.com

☒ BY E-MAIL: By transmitting a true copy of the foregoing document(s) to the e-mail address listed above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on July 15, 2008, at Irvine, California.

MICHELLE BENNETT



1 Ronald J. Skocypec, Bar No. 72690
 J. Christopher Bennington, Bar No. 105432
 2 KRING & CHUNG, LLP
 200 N. Westlake Blvd., Suite 207
 3 Westlake Village, CA 91362
 Telephone: (805) 494-3892
 4 Facsimile: (805) 800-1950

5 Attorneys for Plaintiff
 LIBERTY MUTUAL INSURANCE COMPANY

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 8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

10
 11 LIBERTY MUTUAL INSURANCE
 COMPANY,

12 Plaintiff,

13 vs.

14 MICHAEL T. BLATT,

15 Defendant.

) Case No. C 06 2022 CW

) **DECLARATION OF J.**
) **CHRISTOPHER BENNINGTON**
) **RE COST BILL OF PLAINTIFF**
) **LIBERTY MUTUAL INSURANCE**
) **COMPANY**

) Trial Date: March 10, 2008

16
 17 I am an attorney licensed before all of the courts of the State of California and
 18 admitted to the Northern District of California. I am associated with Kring & Chung,
 19 LLP, counsel for plaintiff Liberty Mutual Insurance Company. I can attest to the
 20 truth of the following matters from personal knowledge.

21
 22 I have been responsible for preparing the cost bill submitted on behalf of
 23 Liberty Mutual Insurance Company and filed with this declaration. This declaration
 24 is offered to further describe and attest to certain costs incurred during the course of
 25 this litigation and listed on the cost bill form.

26
 27 The fees for service of summons and subpoena were incurred in serving Mr.
 28 Joseph Ryan as a witness for trial.

DECLARATION OF J. CHRISTOPHER BENNINGTON RE COST BILL OF PLAINTIFF



1 The court reporter fees were incurred in securing a transcript of the court's
2 hearing on January 11, 2008.

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4 The copy charges reflect filing and service copies of exhibits attached to
5 plaintiff's motion for summary judgment and reply brief in support of plaintiff's
6 motion for summary judgment.

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8 The fees paid to the clerk represent the original filing fee at the time the case
9 was initiated.

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11 I declare under penalty of perjury that the foregoing is true and correct.
12 Executed this 15th day of July, 2008, at Westlake Village, California.

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14 */s/ J. Christopher Bennington*
15 By: _____
16 J. Christopher Bennington
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

I, the undersigned, am employed in the County of Orange, State of California. I am over the age of eighteen (18) years and not a party to the within action. My electronic mail address is mbennett@kringandchung.com. The document was served electronically and the transmission was reported as complete and without error.

On July 15, 2008 at approximately 4:50 p.m., I served true copies of the foregoing document(s) described as **DECLARATION OF J. CHRISTOPHER BENNINGTON RE COST BILL OF PLAINTIFF LIBERTY MUTUAL INSURANCE COMPANY** on the interested parties in this action, addressed as follows:

Attorneys for Michael Blatt

Ronald D. Foreman, Esq.
rdf@foremanandbrasso.com

☒ BY E-MAIL: By transmitting a true copy of the foregoing document(s) to the e-mail address listed above.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on July 15, 2008, at Irvine, California.



MICHELLE BENNETT